

107TH CONGRESS
1ST SESSION

H. R. 2391

To prohibit any Federal agency from issuing or enforcing certain rules that may be applied to restrict the transportation or possession of a firearm on a public Federal road.

IN THE HOUSE OF REPRESENTATIVES

JUNE 28, 2001

Mr. HOSTETTLER (for himself and Mr. YOUNG of Alaska) introduced the following bill; which was referred to the Committee on Resources

A BILL

To prohibit any Federal agency from issuing or enforcing certain rules that may be applied to restrict the transportation or possession of a firearm on a public Federal road.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. RULES RESTRICTING TRANSPORTATION OR**
4 **POSSESSION OF FIREARMS ON FEDERAL**
5 **ROADS.**

6 (a) IN GENERAL.—No Federal agency may issue or
7 enforce any rule that may be applied to restrict the trans-

1 portation or possession of a firearm by a person at a loca-
2 tion on a public Federal road, unless—

3 (1) the rule is less restrictive than or equally re-
4 strictive as State laws and rules that apply to such
5 transportation or possession; or

6 (2) the Secretary of Defense, for reasons of na-
7 tional defense, publishes a determination that the re-
8 striction under this subsection on issuing and en-
9 forcing rules should not apply to such transportation
10 or possession.

11 (b) CONSPICUOUS NOTICE.—If the Secretary pub-
12 lishes a determination under subsection (a)(2) for a loca-
13 tion on a public Federal road, the Secretary shall post
14 signs that give conspicuous notice to a person traveling
15 at that location that the transportation or possession of
16 a firearm on such road may be subject to Federal restric-
17 tions that are more restrictive than the States laws and
18 rules that would otherwise apply. The head of the Federal
19 agency with administrative jurisdiction over the location
20 shall allow the Secretary to post such signs.

21 (c) DEFINITIONS.—For purposes of this section:

22 (1) AGENCY.—The term “agency” has the same
23 meaning given to that term under section 551 of
24 title 5, United States Code.

1 (2) FIREARM.—The term “firearm” has the
2 same meaning given to that term under section 921
3 of title 18, United States Code, except that the term
4 includes an antique firearm (as that term is used in
5 that section).

6 (3) PUBLIC FEDERAL ROAD.—The term “public
7 Federal road”—

8 (A) means any road that—

9 (i) is accessible to the public;

10 (ii) is located on federally owned or
11 administered property; and

12 (iii) is generally usable for travel be-
13 tween points that are not located on that
14 property; and

15 (B) includes areas adjacent and related to
16 such road, including such areas that are scenic
17 overlooks or rest areas.

18 (4) SECRETARY.—The term “Secretary” means
19 the Secretary of Defense.

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